



FEDERAL ELECTION COMMISSION
WASHINGTON, D C. 20463

Anne Simeone, Treasurer
Attention: Ms. Susan Bessette
Simmons for Congress
33 Mayflower Ave.
P.O. Box 268 Drawer 271
Pawcatuck, CT 06379

SEP 13 2007

RE: MUR 5917
Simmons for Congress and
Anne Simeone, in her official
capacity as treasurer

Dear Ms. Simeone and Ms. Bessette:

On August 16, 2007, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on behalf of Simmons for Congress and Anne Simeone, in her official capacity as treasurer, in settlement of a violation of 2 U.S.C. § 434(b), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). Information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B).

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact me at (202) 694-1650.

Sincerely,

Wanda D. Brown
Attorney

Enclosure
Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR: 5917
Simmons for Congress and)
Anne Simeone, in her)
official capacity as treasurer)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that Simmons for Congress and Anne Simeone, in her official capacity as treasurer ("Respondents"), violated 2 U.S.C. § 434(b).

NOW, THEREFORE, the Commission and Respondents, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over Respondents and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. Simmons for Congress is the principal campaign committee for Rob Simmons, a 2006 Congressional candidate from Connecticut.

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2. Anne Simeone is the treasurer of Simmons for Congress.

3. The treasurer of a political committee must file reports of all disbursements in accordance with the Federal Election Campaign Act of 1971, as amended. 2 U.S.C. § 434(a)(1). If the political committee is the principal campaign committee of a candidate for the House of Representatives, the committee must file a pre-election report no later than the 12th day before any election in which the candidate is seeking election, or nomination for election, and which shall be complete as of the 20th day before the election. 2 U.S.C. § 434(a)(2)(A)(1). Such reports shall disclose the total amount of all receipts and disbursements for that reporting period and calendar year. 2 U.S.C. §§ 434(b)(2) and (4).

4. On October 26, 2006, Respondents filed an original 2006 Pre-General Election Disclosure Report, as required by 2 U.S.C. § 434(a)(2)(A)(i). Respondents filed an amendment to that report on November 20, 2006, disclosing an additional \$225,018 in disbursements.

V. Simmons for Congress and Anne Simeone, in her official capacity as treasurer, failed to report \$225,018 in disbursements in the original 2006 Pre-General Election Disclosure Report.

VI. Respondents will cease and desist from violating 2 U.S.C. § 434(b).

VII. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Nine Thousand Five Hundred Dollars (\$9,500), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VIII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

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IX. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.


X. Respondents shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

XI. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Thomasenia P. Duncan
General Counsel

BY:


Ann Marie Terzaken
Acting Associate General Counsel
for Enforcement

8/29/07
Date

FOR THE RESPONDENTS:

Susan M. Bernette
(Name)
(Position) Office Manager

7/30/07
Date

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